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Attorneys for Defendant,  
CROWN RING, INC.

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

TRENT WEST,  
  
Plaintiff,

v.

JEWELRY INNOVATIONS, INC.,  
TOSYALI INTERNATIONAL, INC.,  
(d.b.a. BENCHMARK), DIAMOND  
NORTHSTAR, INC., (d.b.a.  
TUNGSTEN MAGNUM), A JAMAIS  
DESIGNS, INC. (d.b.a. INFINITY  
RINGS), and CROWN RING, INC.,

Defendants,

and Related Counterclaims

CASE NO. C 07-1812-JF (HRL)  
ORDER APPROVING  
**STIPULATION BETWEEN PLAINTIFF  
TRENT WEST AND DEFENDANT  
CROWN RING, INC. TO PERMIT  
ENTRY OF CROWN RING, INC.'S  
FIRST AMENDED PRELIMINARY  
INVALIDITY CONTENTIONS FOR  
GOOD CAUSE UNDER PATENT L.R. 3-7**

Defendant Crown Ring, Inc. ("Crown Ring"), by and through its undersigned counsel of record, and Plaintiff Trent West ("West"), by and through his undersigned counsel of record, have agreed and stipulate under Civil L.R. 7-12 that good cause exists under Patent L.R. 3-7 to permit entry of Crown Ring's First Amended Preliminary Invalidity Contentions, which are submitted herewith for the Court's review. A similar reciprocal stipulation seeking to permit entry of West's Amended Infringement Contentions was already filed with the Court

Stip. to Permit Entry of Amended  
Contentions - C 07-1812-JF (HRL)

1 on October 28, 2008 by West and entered by this Court on November 4, 2008.

2 Fact discovery has progressed towards closing on December 5, 2008, and expert reports  
3 by the party with the burden of proof on an issue are to be served by November 25, 2008.  
4 Documents have been produced by the parties, and fact witness depositions have been taken.  
5 While additional production and depositions may occur before the close of discovery, West  
6 and Crown believe it is prudent, fair and justified to permit amendment to their infringement  
7 and invalidity contentions for good cause in order to prepare for filing of expert reports and to  
8 facilitate their supplemental responses to certain contention interrogatories before the close of  
9 fact discovery. Thus, West and Crown seek leave of the Court, based upon this stipulation as  
10 to good cause, to permit amendment of their infringement and invalidity contentions to  
11 conform their contentions to the evidence which has been made of record thus far in this  
12 matter.

13 West and Crown have agreed that the scope of their stipulation for good cause under  
14 Patent L.R. 3-7 shall extend only to permitting entry of amendments based upon or arising  
15 from the content of evidence which has been made of record through production of documents  
16 or fact witness depositions.

17 Accordingly, West and Crown request that the Court issue an Order, for good cause  
18 shown, permitting entry of Crown Ring's First Amended Preliminary Invalidity Contentions,  
19 which have been submitted herewith for the Court's review. West's counsel has reviewed  
20 these contentions and confirms that Crown Ring's amendments conform to the scope of the  
21 parties' above articulated agreement. West's similar reciprocal First Amended Infringement  
22 Contentions were already filed with the Court on October 28, 2008.

23  
24 KING & KELLEHER

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25 By: /s/Alvin B. Lindsay  
26 Alvin B. Lindsay  
Attorneys for Plaintiff Trent West

By: /s/R. Joseph Trojan  
R. Joseph Trojan  
Attorneys for Defendant Crown Ring, Inc.

27 Date: November 13, 2008

Date: November 13, 2008

28 Stip. to Permit Entry of Amended  
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**PURSUANT TO STIPULATION, IT IS SO ORDERED** that Crown Ring's First Amended Preliminary Invalidity Contentions shall be deemed entered based upon good cause appearing therefor under Patent L.R. 3-7.

DATED: November 14, 2008

  
Hon. Jeremy Fogel  
Judge, U.S. District Court – N.D. Cal.

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